

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 1736 - SB 1604

March 12, 2011

SUMMARY OF BILL: Specifies that all state and local government records shall be available for public inspection unless otherwise provided by statute, constitution, common law, rule of court, or rule promulgated to a statute that authorizes an agency to prohibit public access to records. Prohibits nondisclosure based on common law, rule of court, or rule promulgated to prohibit public access if the justification is based on a party's involvement in, or contemplated involvement in civil litigation or a criminal proceeding and the records sought were in existence and available for public inspection prior to such litigation or proceeding.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Currently, state and local government records must be available for public inspection unless otherwise provided by state law. Specifying statutory, constitutional, or common law and court and administrative rules does not significantly change existing law.
- According to the Comptroller, the occasions for which the provisions of this bill apply are limited and will result in a not significant impact to state and local governments.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, reading "James W. White".

James W. White, Executive Director

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